06840001AA

Application for United States Patent

## **DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

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the specificat	tion of which:					
(check	is attached heret	to		-		
one)	was filed on Application Serial and was amended (if applicab	on	, as			
including the	ereby state that I have reclaims, as amended by a	ny amendment	referred to above	q.		
I accordance	knowledge the duty to d with Title 37, Code of Fed	isclose informa leral Regulation	ation which is mu ns, § 1.56*	terial to the exa	amination of t	his application in
	ereby claim foreign pri s) for patent or inventor's inventor's certificate hav	acertificate Herri	M BAINTUSTA NOV	W AISO RECHUIS	T OCIOM OTIL TA	71 C. F
Prior Foreign Application(s)				priority claimed		
(Number	) (Coun	try)	(Day/Month/	Year Filed)	Yes	No
listed below United State	ereby claim the benefit wand, insofar as the subjects application in the manue the duty to disclose med between the filing distinct	ect matter of ea	on the first parag	Taph of Title 3:	5, United States of Federal R	es Code, § 112, I egulations, § 1.56
60/2 (Appli	63,188 cation Serial No.)	<u>01/23</u> (Filing		Pe (Status: patent	nding cd, pending, a	bandoned)

## 06840001AA

Power of Attorney: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

> Luke Anderson, Reg. No. 44,507 Andrew M. Calderon, Reg. No. 38,093 Mary G. Goulet, Reg. No. 35,884 Philip D. Lane, Reg. No. 41,140 Scott A. Felder, Reg. No. 47,558

Paul E McGowan, Reg. No. 46,917 Hac-Chan Park, Reg. No. P-50,114 Kevin A. Reif, Reg. No. 36,381 Mark J. Young, Reg. No. 39,436

All correspondence should be directed to McGuireWoods, 1750 Tysons Boulevard, Suite 1800, McLean, Virginia 22102-4215.

Telephone calls should be directed to McGuireWoods, LLP at (703) 712-5000.

I hereby declare that all statements made herem of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor: Barry S. Martin Inventor's Signature	Date: 4/8/03
Citizenship: US  Post Office Address: Same as above	

\*Trtle 37, Code of Federal Regulations, § 1.56:

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith toward the Patent and Trademark Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability; or (2) it refutes, or is inconsistent with, a position the applicant takes in: (i) opposing an argument of unpatentability relied on by the Office, or (ii) asserting an argument of patentability.

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